## AP20 Rec'd PCT/PTO 15 JUN 2006 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

International Application No.	:	PCT/EP2004/013509
International Filing Date	:	26 November 2004 (26.11.2004)
Priority Date(s) Claimed	:	16 December 2003 (16.12.2003)

Applicant(s) (DO/EO/US) : MEDERSKI, Werner et al.

Title: PROLINYLARYLACETAMIDES

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

## Timing and Fees

$\boxtimes$		37 C.F.R. § 1.97(b), no fee or statement is required for filing this information sure statement is filed:
		within three months of the filing date of a national application other than a CPA under § 1.53(d);
	$\boxtimes$	within three months of the actual filing date of the national phase of a PCT application; OR
		before the mailing of a first substantive office action (including after filing of an RCE).
		37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods ied in 37 C.F.R. § 1.97(b), but before the mailing date of:
		a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and

		is acco	mpanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
		a final	action under 37 C.F.R. § 1.113;
		termin	ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);
		OR a r	notice of allowance under 37 C.F.R. § 1.311;
	AND i	s filed o	on or before payment of the issue fee; AND is accompanied by:
			tement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of 0 under 37 C.F.R. § 1.17(p).
Statem	nents Ur	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited I	Materia	<u>ls</u>	
		ancesto	of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
	$\boxtimes$	-	of materials listed but not attached were cited in an international search dated May 17, 2005.
		Not re	quired by 37 CFR § 1.98.
		Copies	of the materials listed are attached (except for the foregoing).

Non-E	<u>inglish l</u>	Language References
		An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).
	$\boxtimes$	A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:
		<ul> <li>X = document of particular relevance when it is taken alone</li> <li>Y = document of particular relevance when it is combined with another such document</li> <li>A = document defining the general state of the art</li> <li>O = non-written disclosure</li> <li>P = intercalated document</li> <li>T = document cited to understand the theory or principle underlying the invention</li> <li>E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date</li> <li>D = cited in the application</li> <li>L = cited for another reason</li> <li>&amp; = publication of member of same patent family</li> </ul>
		Translation of other relevant information on foreign search report  In the search report, "Seite" means page, "Seiten" means pages, "Verbindungen der Formel" means Figure of formula, "Beispele" means examples, and "das ganze Dokument" means the entire document, "Spalte" means column, "Zeile" means line, "Abbildungen" means claims, "Anspruch" means example, "Zusammenfassung" means summary, and "Tabelle" means table, and "Tabellen" means tables "in der Anmeldung erwaehnt" means cited in the application, "Schema" means scheme, "und" means and, "Absatz" means break, "Abildung" means figure.
<u>Other</u>	<u>Informa</u>	<u>ition</u>
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Respectfully submitted,

Anthony & Zelaro, Reg. No. 27,969

Attorney for Applicants

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Attorney Docket No.: MERCK-3190

Date: June 15, 2006

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Substitute	Substitute for form 1449A/PTO			Compater Krown QZ N 94		
				Application Number	Unassigned	
INFO	RMATION	DIS	CLOSURE	Filing Date	June 15, 2006	
STAT	<b>LEWENT B</b>	Υ ΑΙ	PPLICANT	First Named Inventor	Werner MEDERSKI et al.	
				Group Art Unit	Unassigned	
	(use as many she	ets as	necessary)	Examiner Name	Unassigned	
Sheet	1	of	1	Attorney Docket Number	MERCK-3190	

	U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.1	U.S. Patent Document  Kind Code <sup>2</sup> Number (if known)		of Cited Document	Date of Publication of Cited Document  MM-DD-YYYY		
/K.S./	1	2003162787	Chi	istopher Franklin	Bigge August 28, 2003		
			1				

			Foreign Patent Docum	nent		Date of Publication of	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.1	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T <sup>6</sup>
/K.S./	2	wo	03045912		Warner-Lambert Company LLC	June 5, 2003		Equv to cite
/K.S./	3	wo	2004087696		Merck Patent GmbH	October 14, 2004		
/K.S./	4	wo	2004087646		Merck Patent GmbH	October 14, 2004		
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Examiner Signature	/Kamal Saeed/	Date Considered	07/20/2009

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.